

April 28, 1975

prior to retirement in the judges Retirement System. At the present time the judges Retirement System is deficient in providing pre-retirement death benefits. This deficiency has been recognized by the Committee as pointed out in the Committee report, #212 dated June, 1974. LB 298 as was originally drafted failed to correct this deficiency properly and was amended to accomplish the intent of the bill. Appearing in support of LB 298 as amended were Herbert A. Ronin, Judge; Dale Fahrnbruch, Judge; James Dunlevey, State Court Administrator and C. A. Bean representing the Nebraska State Bar Association. No one appeared in opposition. The fiscal impact of LB 298 is minimal. LB 298 was advanced to General File on a vote of 5 ayes and 0 nays, one absent and not voting. Now I think there may be an amendment and I see Senator Luedtke has just appeared in the Chamber and I would ask...what's that. We have no amendment. This is all I have to offer. Senator Luedtke, would you like to...it is 298. Otherwise, I move that LB 298 be advanced to E & R.

SPEAKER: There are Committee amendments on the Clerk's desk, Senator Hasebroock.

SENATOR HASEBROOCK: If there are, Senator Luedtke will explain them.

SENATOR LUEDTKE: I move the adoption of the Committee amendments.

SPEAKER: Motion to adopt the Committee amendments. All those in favor record your vote.

SENATOR LUEDTKE: All right. Mr. President, do you want me to explain the Committee amendments? The Committee amendments only do what the bill was intended to do in the first place and that was to provide for the survivor's benefits in the event of death prior to retirement, as Senator Hasebroock told you. The bill, as originally drafted, did not so provide and you needed the paragraph which you will see down on the Standing Committee amendments. It says, if such judge shall have had ten years or more service, the spouse shall at his or her option, and you will note, there is an option here.

SPEAKER: Senator Luedtke, may I interrupt. What are you speaking to, now, the amendment?

SENATOR LUEDTKE: The amendment.

SPEAKER: The Committee amendment.

SENATOR LUEDTKE: The Committee amendment.

SPEAKER: It is being voted on now.

SENATOR LUEDTKE: Well, nobody wanted to vote. They said they wanted an explanation. I heard yells out here, let's have an explanation so I am proceeding with it.

SPEAKER: I called for the vote. I didn't see anybody's light come on so the vote has been called for and I think the Committee amendments have been adopted, haven't they?